

Message Text

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BOGOTA FOR AMBASSADOR MAILLIARD

E.O. 11652:N/A

TAGS: ETRD, OAS

SUBJ: TRADE ACT OF 1974; OAS PERMANENT COUNCIL RESOLUTION

REF: STATE 16687

1. THE FOLLOWING IS TEXT OF RESOLUTION PASSED BY OAS
PERMANENT COUNCIL IN PLENARY SESSION THURSDAY, JAN 23:

QUOTE THE PERMANENT COUNCIL OF THE ORGANIZATION OF
AMERICAN STATES CONSIDERING; THAT THE ORGANIZATION OF
AMERICAN STATES IS FOUNDED ON FULL RESPECT FOR AND
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COMPLIANCE WITH THE PURPOSES, PRINCIPLES, AND STANDARDS
CONTAINED IN THE INSTRUMENTS THAT GOVERN IT, BY THE MEMBER
STATES; PARA THAT AMONG THOSE PURPOSES, PRINCIPLES, AND
STANDARDS, THE FOLLOWING ARE ESTABLISHED OR REAFFIRMED:

PARA TO ACHIEVE AN ORDER OF PEACE AND JUSTICE, TO PROMOTE SOLIDARITY, AND TO STRENGTHEN COLLABORATION PAREN ARTICLE ONE PAREN; PARA TO PROMOTE, BY COOPERATIVE ACTION, THE ECONOMIC, SOCIAL AND CULTURAL DEVELOPMENT OF THE MEMBER STATES PAREN ARTICLE TWO PAREN; PARA SOCIAL JUSTICE AND SOCIAL SECURITY ARE BASES OF LASTING PEACE PAREN ARTICLE THREE H PAREN; PARA ECONOMIC COOPERATION IS ESSENTIAL

TO THE COMMON WELFARE AND PROSPERITY OF THE PEOPLES OF THE CONTINENT; PARA THAT CHAPTER VII OF THE CHARTER PAREN ECONOMIC STANDARDS PAREN ESTABLISHES: PARA INNER QUOTE ARTICLE 34. THE MEMBER STATES SHOULD MAKE EVERY EFFORT TO AVOID POLICIES, ACTIONS, OR MEASURES THAT HAVE SERIOUS ADVERSE EFFECTS ON THE ECONOMIC OR SOCIAL DEVELOPMENT OF ANOTHER MEMBER STATE. END INNER QUOTE PARA BEGIN INNER QUOTE ARTICLE 37. THE MEMBER STATES, RECOGNIZING THE CLOSE INTERDEPENDENCE BETWEEN FOREIGN TRADE AND ECONOMIC AND SOCIAL DEVELOPMENT, SHOULD MAKE INDIVIDUAL AND UNITED EFFORTS TO BRING ABOUT THE FOLLOWING: SUB PARA A REDUCTION OR ELIMINATION, BY IMPORTING COUNTRIES, OF TARIFF AND NON-TARIFF BARRIERS THAT AFFECT THE EXPORTS OF THE MEMBERS OF THE ORGANIZATION, EXCEPT WHEN SUCH BARRIERS ARE APPLIED IN ORDER TO DIVERSIFY THE ECONOMIC STRUCTURE, TO SPEED UP THE DEVELOPMENT OF THE LESS-DEVELOPED MEMBER STATES, OR TO INTENSIFY THEIR PROCESS OF ECONOMIC INTEGRATION, OR WHEN THEY ARE RELATED TO NATIONAL SECURITY OR TO THE NEEDS FOR ECONOMIC BALANCE; SUB PARA B MAINTENANCE OF CONTINUITY IN THEIR ECONOMIC AND SOCIAL DEVELOPMENT BY MEANS OF: SUB PARA ONE IMPROVED CONDITIONS FOR TRADE IN BASIC COMMODITIES THROUGH INTERNATIONAL AGREEMENTS, WHERE APPROPRIATE; ORDERLY MARKETING PROCEDURES THAT AVOID THE DISRUPTION OF MARKETS; AND OTHER MEASURES DESIGNED TO PROMOTE THE EXPANSION OF MARKETS, AND TO OBTAIN DEPENDABLE INCOMES FOR PRODUCERS, ADEQUATE AND DEPENDABLE SUPPLIES FOR CONSUMERS, AND STABLE PRICES THAT ARE BOTH REMUNERATIVE TO PRODUCERS AND FAIR TO CONSUMERS; SUB PARA TWO IMPROVED INTERNATIONAL UNCLASSIFIED

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FINANCIAL COOPERATION AND THE ADOPTION OF OTHER MEANS FOR LESSENING THE ADVERSE IMPACT OF SHARP FLUCTUATIONS IN EXPORT EARNINGS EXPERIENCED BY THE COUNTRIES EXPORTING BASIC COMMODITIES; AND SUB PARA THREE DIVERSIFICATION OF EXPORTS AND EXPANSION OF EXPORT OPPORTUNITIES FOR MANUFACTURED AND SEMI-MANUFACTURED PRODUCTS FROM THE DEVELOPING COUNTRIES BY PROMOTING AND STRENGTHENING NATIONAL AND MULTINATIONAL INSTITUTIONS AND ARRANGEMENTS ESTABLISHED FOR THESE PURPOSES. END INNER QUOTE. PARA BEGIN INNER QUOTE ARTICLE 40. THE MEMBER STATES RECOGNIZE THAT INTEGRATION OF THE DEVELOPING COUNTRIES OF THE HEMISPHERE IS ONE OF THE OBJECTIVES OF THE INTER-AMERICAN SYSTEM AND, THEREFORE, SHALL ORIENT THEIR EFFORTS AND

TAKE THE NECESSARY MEASURES TO ACCELERATE THE INTEGRATION PROCESS, WITH A VIEW TO ESTABLISHING A LATIN AMERICAN COMMON MARKET IN THE SHORTEST POSSIBLE TIME. END INNER QUOTE. PARA BEGIN INNER QUOTE ARTICLE 41. IN ORDER TO STRENGTHEN AND ACCELERATE INTEGRATION IN ALL ITS ASPECTS, THE MEMBER STATES AGREE TO GIVE ADEQUATE PRIORITY

TO THE PREPARATION AND CARRYING OUT OF MULTINATIONAL PROJECTS AND TO THEIR FINANCING, AS WELL AS TO ENCOURAGE ECONOMIC AND FINANCIAL INSTITUTIONS OF THE INTER-AMERICAN SYSTEM TO CONTINUE GIVING THEIR BROADEST SUPPORT TO REGIONAL INTEGRATION INSTITUTIONS AND PROGRAMS. END INNER QUOTE. PARA CHAPTER IV, INNER QUOTE FUNDAMENTAL RIGHTS AND DUTIES OF STATES, END INNER QUOTE ESTABLISHES IN ARTICLE 19 THAT INNER QUOTE NO STATE MAY USE OR ENCOURAGE THE USE OF COERCIVE MEASURES OF AN ECONOMIC OR POLITICAL CHARACTER IN ORDER TO FORCE THE SOVEREIGN WILL OF ANOTHER STATE AND OBTAIN FROM IT ADVANTAGES OF ANY KIND END INNER QUOTE; PARA AT THE MEETING OF CECON HELD IN WASHINGTON, D.C., FROM DECEMBER 9 THROUGH 12, 1974, THE DELEGATIONS OF LATIN AMERICA PRESENTED FORMALLY TO THE DELEGATION OF THE UNITED STATES THE INNER QUOTE LATIN AMERICAN DECLARATION, END INNER QUOTE WITH THE REQUEST THAT IT BE TRANSMITTED TO THE COMPETENT AUTHORITIES OF THE UNITED STATES GOVERNMENT. IN THAT DOCUMENT THE COUNTRIES OF LATIN AMERICA ANTICIPATED THE POSSIBLE APPROVAL OF THE PROPOSED FOREIGN TRADE ACT AND NOTED A NUMBER OF PROVISIONS CONTAINED IN IT THAT WOULD RUN UNCLASSIFIED

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COUNTER TO COMMITMENTS ASSUMED IN UNCTAD BY THE DEVELOPED COUNTRIES AND, IN THE PARTICULAR CASE OF THE LATIN AMERICAN COUNTRIES, WOULD BE INCOMPATIBLE WITH THE COMMITMENTS UNDERTAKEN IN THE CHARTER OF THE ORGANIZATION OF AMERICAN STATES. SPECIFICALLY, THE DOCUMENT EMPHASIZED THE SERIOUS CONCERN OF THE LATIN AMERICAN COUNTRIES WITH THE RESTRICTIVE AND DISCRIMINATORY CRITERIA CONTAINED IN THE PROPOSED ACT REGARDING THE ELIGIBILITY OF COUNTRIES THAT ARE BENEFICIARIES OF THE GENERALIZED SYSTEM OF THE UNITED STATES; PARA DESPITE MANY EFFORTS MADE BY THE MEMBER COUNTRIES OF THE OAS IN VARIOUS FORUMS OF THE SYSTEM TO AVOID POSSIBLE CAUSES OF CONFLICT ARISING OUT OF THE DISCRIMINATORY AND COERCIVE PROVISIONS OF THAT ACT IT WAS PROMULGATED WITHOUT THOSE PROVISIONS BEING REMOVED; AND PARA THE PRESIDENT OF THE UNITED STATES, GERALD FORD, AT THE TIME THAT HE SIGNED THE AFOREMENTIONED ACT, STATED THAT HE REGRETTED THE RIGIDITY AND UNFAIRNESS IN THE PROVISIONS OF THAT ACT REGARDING THE SYSTEM OF TARIFF PREFERENCES FOR IMPORTS FROM DEVELOPING COUNTRIES, ESPECIALLY WITH RESPECT TO CERTAIN PETROLEUM PRODUCING COUNTRIES; AND PARA BEARING IN MIND; PARA-THAT THE GOVERNMENTS OF VENEZUELA, ECUADOR, COLOMBIA, AND PERU,

IN A NOTE DATED THIS JANUARY 14, REQUESTED CONVOCA-
TION OF A SPECIAL MEETING OF THIS COUNCIL INNER QUOTE IN
ORDER TO DENOUNCE AT IT THE SERIOUS PROBLEM FOR THE
LATIN AMERICAN COUNTRIES, AND FOR INTER-AMERICAN RELATIONS
IN GENERAL, POSED BY THE DISCRIMINATORY PROVISIONS OF A

COERCIVE NATURE CONTAINED IN THE FOREIGN TRADE ACT JUST
ENACTED BY THE GOVERNMENT OF THE UNITED STATES OF AMERICA,
WHICH ARE INCOMPATIBLE WITH THE CHARTER OF THE OAS AND
OTHER INTER-AMERICAN COMMITMENTS END INNER QUOTE; PARA
THAT IT HAS HEARD THE STATEMENTS BY THE GOVERNMENTS OF
THE MEMBER STATES REGARDING THIS PROBLEM; AND PARA THAT
THOSE MEASURES AFFECT THE PEACEFUL RELATIONS OF THE
AMERICAN STATES, PARA DECLARES; PARA ITS DEEP CONCERN
OVER THE DETERIORATION OF INTER-AMERICAN SOLIDARITY
CAUSED BY PROVISIONS OF THE UNITED STATES FOREIGN TRADE
ACT OF 1974, WHICH, IN THE UNANIMOUS OPINION OF THE
REPRESENTATIVES OF THE LATIN AMERICAN COUNTRIES ON THE
PERMANENT COUNCIL, DISTORT THE GENERAL SYSTEM OF PREFE-
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RENCES, ESTABLISH DISCRIMINATORY AND COERCIVE MEASURES
IN DETRIMENT TO THE COUNTRIES OF LATIN AMERICA, RUN
COUNTER TO FUNDAMENTAL PROVISIONS OF THE CHARTER OF THE
ORGANIZATION OF AMERICAN STATES AND CONTRADICT PRINCIPLES
ESTABLISHED IN THE CHARTER OF THE ECONOMIC RIGHTS AND
DUTIES OF STATES THAT WAS APPROVED ON DECEMBER 12, 1974,
BY AN OVERWHELMING MAJORITY, BY THE UNITED NATIONS
GENERAL ASSEMBLY, AND PARA RESOLVES: PARA ONE TO
SUBMIT THE PROBLEM THAT HAS ARISEN TO THE GENERAL ASSEMBLY
OF THE OAS FOR CONSIDERATION, WITHOUT PREJUDICE TO THE
POSSIBILITY OF CONVOCA-
TION OF A MEETING OF CONSULTATION
OF MINISTERS OF FOREIGN AFFAIRS TO WHICH END THE PREPARA-
TORY COMMITTEE IS REQUESTED TO INCLUDE ON THE AGENDA OF
THE FIFTH REGULAR SESSION OF THAT ASSEMBLY THE FOLLOWING
TOPIC; INNER QUOTE THE UNITED STATES FOREIGN TRADE ACT
OF 1974, AND ESPECIALLY THE DISCRIMINATORY AND COERCIVE
MEASURES THAT IT CONTAINS, IN THE LIGHT OF THE PRINCIPLES
OF THE INTER-AMERICAN SYSTEM. END INNER QUOTE. PARA TWO
TO RECOMMEND TO THE GENERAL SECRETARIAT THAT IT PREPARE
AN IN-DEPTH STUDY OF THE ACT, ITS EFFECTS AND THE PROBABLE
PROJECTIONS OF ITS EFFECTS IN LATIN AMERICA, SO THAT
CIES, AT A MEETING AT THE MINISTERIAL LEVEL, MAY PREPARE,
IF IT SO DESIRES, A REPORT THAT WILL ASSIST THE GENERAL
ASSEMBLY, IN ITS FIFTH REGULAR SESSION, IN CONSIDERATION
OF THE AFOREMENTIONED TOPIC. PARA THREE TO SUBMIT TO
THE GENERAL ASSEMBLY A SPECIAL REPORT ON EVERYTHING THAT
HAS BEEN DONE, WITH THE APPROPRIATE BACKGROUND, FOR WHICH
PURPOSE AN BEGIN UNDERSCORE AD HOC END UNDERSCORE COMMITTEE
OF THE PERMANENT COUNCIL COMPOSED OF SEVEN MEMBERS IS
ESTABLISHED TO ASSUME RESPONSIBILITY FOR PREPARING A DRAFT
OF THAT SPECIAL REPORT. END QUOTE. INGERSOLL

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<< END OF DOCUMENT >>

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